

Docket No. DYN-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James K. Waller, Jr.

Application No.: 09/840,245

Group No.: 3187

Filed: April 23, 2001

Examiner: Woo, Stella

For: AUDIO DYNAMICS PROCESSING CONTROL SYSTEM

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. § 1.136(a))

1. This is a petition for an extension of the time for a total period of two months to Respond to the Office Action dated 09/29/2004.
- 2.
3. A response in connection with the matter for which this extension is requested is filed herewith.
4. Applicant is a small entity. A verified statement was already filed
5. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(5)):

Extension:
one month

Fee for small entity:
\$225.00

Fee \$225.00

{434233;}

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

(X) deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

(X) with sufficient postage as first class mail.

37 C.F.R. § 1.10*

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TRANSMISSION

() facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____.

03/03/2005 RFEKADU1 00000013 09840245

01 FC:2252

225.00 OP

Date: 2-28-05

Signature

JAMES K. WALLER, JR.

JAMES K. WALLER JR.
(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request \$225.00.

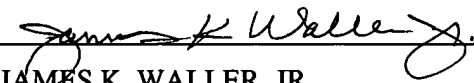
5. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on February 28, 2005

6. Fee Payment

A check in the amount of \$225.00 is enclosed herewith.

Date: 2-28-05


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